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	UNITED STATES DISTRICT COURT, DISTRICT OF NEW MEXICO													
						SENTENCI	NG MIN	UTE SHEET						
CR No. 14-1251 NF					USA vs. GARCIA									
Date: 11/19/2014					Name of Deft: MICHAEL GARCIA									
Before the Honorable NANCY D. FREU							DENTHAL, CHIEF UNITED STATES DISTRICT JUDGE							
Time In/Out: 11:07 AM – 12:					·13 PM	ſ	Total Time in Court (for JS10): 1 HOUR 6 MINUTES							
Clerk: JOANN O. ST.						Court Reporter:			JAN DAVIS					
						Defendant's Counsel:			MARIO ESPARZA					
AUSA: HOLLAND K				ASIKI	11									
Sentencing in: LAS CRUCES						Interpreter:			N/A					
Probation Officer: LUIS ROD			S RODRIC	GUEZ	<u> </u>	Sworn?			Yes		<u> </u>		No	
Convicted on:			X	Plea		Verdict		As to:		Info	rmatic	n		Indictment
	If Plea:		X	Accepted		Not Accepted	Adjudged	Adjudged/Found Guilty on Counts:						
If	If Plea Agreement:		X	Accepted		Not Accepted	No	No Plea Agreement		Comments:				
Date	Date of Plea/Verdict:			04/17/2014		l		PSR:		Not Disputed		ted		Disputed
	PSB.	v			indings		Evidentiary Heari			Not	Neede	ed		Needed
	PSR: X Court Adopts PSI								X					
Exce	ptions	to PSR:												
	SEN	NTENC	Е Ім	POSED		Imprisonment	t (BOP): 1	08 MONTHS						
						(Court recon	nmends the	e defendant particip	ate in	the E	OP :	sex o	ffend	er program)
Super	Supervised Release: 5 YEARS					Probation:			500-Hour Drug Program				Orug Program	
Court recommends ICE begin removal proceeding					al proceedings im	mediately or during service of sentence X ICE not applicable					onlicable			
	Court recommends ICE begin removal proceedings immediately or during service of sentence SPECIAL CONDITIONS OF SUPERVISION X ICE not applicable													
	No re-entry without legal authorization						NDITIONS OF	Home confinement for months days						
Comply with ICE laws and regulations						Community service for months days								
Part in/success complete subst abuse program				ram/testing	Reside halfway house months days									
X Part in/success complete mental health program				ogram	X Register as sex offender									
Refrain from use/possession of alcohol/intoxicants				toxicants	X	X Participate in sex offender treatment program								
X Submit to search of person/property					X Possess no sexual material									
	No contact with co-defendant and co-conspirators						No computer with access to online services							
X	X No entering, or loitering near, victim's residence					X								
	Provide financial information					X	·							
	Grant limited waiver of confidentiality						X Restricted from occupation with access to children							
	Participate in an educational or vocational program X No loitering within 100 feet of school yards													
X OTHER: Defendant shall refrain from any unlawful use of a controlled substance. Defendant shall not possess a firearm, ammunition, destructive device, or any dangerous weapon. Defendant shall cooperate in the collection of DNA. Defendant shall undergo a risk assessment and/or psychosexual evaluation and begin participating in sex offender treatment, consistent w/the recommendations of the assessment and/or evaluation. Defendant shall submit to clinical polygraph testing and any other specific sex offender testing. Defendant shall consent to USPPO conducting periodic unannounced examinations of his computer(s) hardware and software, which may include retrieval and copying of all data from his computer(s). Defendant shall consent to the installation on his computer(s) any hardware or software to monitor his computer(s) use. Defendant understands that monitoring will occur on a random and/or regular basis. Defendant understands that measures to assist in monitoring compliance w/conditions such as placing tamper resistant tape over unused ports and sealing his computer(s) case and conducting a periodic hardware/software audit of his computer(s). Defendant shall maintain a current inventory of his computer(s) access included, but not limited to any bills pertaining to computer access, and shall submit on a monthly basis any card receipt/bills, telephone bills used for modem access, or any other records accrued in the use of computer(s). Defendant shall not make any changes to his computer(s) services, user identifications, or passwords w/out prior approval. Defendant shall not possess or use computer(s) or other related hardware or software during the period of supervised release.														
Fine:	\$							Restitution: \$						
SPA:	\$	100.00						Payment Schedule:	X	Due	Imm.			Waived

OTHER:		Case 2:14 or 01251 NF Document 21 Filed 11/19/14 Page 2 of 2 Pursuant to the Mandatory Victim Restitution Act, specifically 18 USC 3664(B)(5), the victim will have 90 days after sentencing to submit a final amount/claim for restitution.										
Advised of Right to Appeal			peal	X	Waived Appeal Rights per Plea Agreement							
X Defendant Not In Custody			stody		Voluntary Surrender							
X	X Recommended place(s) of incarc			eration:		FMC DEVENS, MASSACHUSETTS (if eligible)						
	Dismissed Counts:											
OTHER COMMENTS												